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**IN THE UNITED STATES DISTRICT COURT**  
**DISTRICT OF UTAH, CENTRAL DIVISION**

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THE SCO GROUP, INC., a Delaware  
corporation,

Plaintiff and Counterclaim-  
Defendant,

vs.

NOVELL, INC., a Delaware corporation,

Defendant and Counterclaim-  
Plaintiff.

**NOTICE OF CONVENTIONAL  
FILING**

Case No. 2:04CV00139

Judge Dale A. Kimball

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PLEASE TAKE NOTICE that Defendant and Counterclaim-Plaintiff Novell, Inc. has conventionally filed the original and one copy of the **MEMORANDUM IN SUPPORT OF NOVELL'S MOTION FOR PARTIAL SUMMARY JUDGMENT ON ITS FOURTH CLAIM FOR RELIEF** [*FILED UNDER SEAL pursuant to the August 2, 2006 Stipulated Protective Order*], and the original and one copy of the **DECLARATION OF KENNETH W. BRAKEBILL IN SUPPORT OF NOVELL'S MOTION FOR PARTIAL SUMMARY JUDGMENT ON ITS FOURTH CLAIM FOR RELIEF** [*FILED UNDER SEAL pursuant to the August 2, 2006 Stipulated Protective Order*].

The memorandum, declaration and accompanying exhibits have not been filed electronically because they contain confidential information. They have therefore been filed under seal with the Court and conventionally served on all parties.

DATED: December 1, 2006

ANDERSON & KARRENBURG

/s/ Heather M. Sneddon

Thomas R. Karrenberg

John P. Mullen

Heather M. Sneddon

-and-

MORRISON & FOERSTER LLP

Michael A. Jacobs (*pro hac vice*)

Kenneth W. Brakebill (*pro hac vice*)

Attorneys for Novell, Inc.

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on this 1st day of December, 2006, I caused a true and correct copy of the **NOTICE OF CONVENTIONAL FILING** to be served to the following:

*Via CM/ECF:*

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/s/ Heather M. Sneddon